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INDIANA SUPREME COURTINDIANA COURT OF APPEALSINDIANA TAX COURT**Case Number: 20 A 03 - 9709 - CR - 00339****SOUTH BEND TRIBUNE -V- ELKHART CO. CIRCUIT
COURT****Interlocutory****Litigant Inquiry****SOUTH BEND TRIBUNE 1 of
8**

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**WSBT-RADIO 3 of
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**ELKHART TRUTH 4 of
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**WTRC 5 of
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ELKHART COUNTY CIRCUIT COURT 6 of 8

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THE HONORABLE GENE DUFFIN 7 of 8

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STATE OF INDIANA 8 of 8

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Docket Inquiry

DATE	TEXT
9/25/97	APPELLANT'S PETITION FOR LEAVE TO TAKE INTERLOCUTORY APPEAL (6)
	CERTIFICATE OF SERVICE (2) MAIL LH
9/25/97	NOTICE OF APPEARANCE BY GERALD F. LUTKUS AND GEORGE E. HORN,
	ATTY'S FOR APPELLANTS (2) CERTIFICATE OF SERVICE (2) MAIL LH
9/25/97	APPELLANT'S PRE-APPEAL STATEMENT (6) CERTIFICATE OF SERVICE (2)
	MAIL LH
9/25/97	APPELLANT'S MOTION FOR EXPEDITED CONSIDERATION OF INTERLOCUTORY
	APPEAL (6) CERTIFICATE OF SERVICE (2) MAIL LH
10/08/97	ISSUED THE ENCLOSED ORDER:

10/08/97	ORDER: IT IS THEREFORE ORDERED AS FOLLOWS:
	1. THE APPELLANTS' PETITION FOR LEAVE TO TAKE PERMISSIVE
	INTERLOCUTORY APPEAL IS GRANTED, AND THIS COURT NOW ACCEPTS
	JURISDICTION OF THIS APPEAL PURSUANT TO APPELLATE RULE 4(B)(6);
	2. THE APPELLANTS ARE GRANTED FORTY-FIVE (45) DAYS FROM THE
	DATE OF THIS ORDER WITHIN WHICH TO FILE THE RECORD OF THE
	PROCEEDINGS HEREIN.
	JOHN T. SHARPNACK, CHIEF JUDGE KM
10/30/97	NOTICE OF APPEARANCE BY GEOFF DAVIS, DAG (2) CERTIFICATE OF
	SERVICE (2) MAIL GP
11/21/97	****TENDERED: ONE (1) VOLUME RECORD OF PROCEEDINGS PLUS T/C.
	NEED FILING FEE. PLACED ON MY DESK. KA
11/26/97	NOTICE OF APPEARANCE OR SUBSTITUTION OF APPEARANCE BY ARTHUR
	THADDEUS PERRY, DAG (2) CERTIFICATE OF SERVICE (2) MAIL GP
11/26/97	APPELLANT'S REQUEST FOR ORAL ARGUMENT (6) CERTIFICATE OF
	SERVICE (2) PERS LH
11/26/97	****RECEIVED: APPELLANT'S BRIEF (9) CERTIFICATE OF SERVICE (2)
	PERS, VERIFIED STATEMENT OF WORD COUNT. APPENDIX NEEDED TO BE
	SEPARATELY BOUND. SENT BACK WITH RUNNER. ALSO, STILL WAITING
	FOR RECORD TO BE FILED. LH
11/21/97	ONE (1) VOLUME RECORD OF PROCEEDINGS PLUS T/C FILED LH
11/26/97	APPELLANT'S BRIEF (9) PROOF OF SERVICE (2) PERS *****VERIFIED
	STATEMENT OF WORD COUNT***** LH
12/04/97	APPELLEE'S VERIFIED PETITION FOR EXTENSION OF TIME IN WHICH TO
	FILE BRIEF (2) CERTIFICATE OF SERVICE (2) MAIL *EMERGENCY* GP
12/04/97	APPELLANT'S OBJECTION TO ATTORNEY GENERAL'S REQUEST FOR
	EXTENSION OF TIME (6) CERTIFICATE OF SERVICE (2) MAIL GP
12/08/97	APPELLEE'S PETITION FOR EXTENSION OF TIME TO FILE BRIEF GRANTED
	TO AND INCLUDING DECEMBER 18, 1997. ** FINAL EXTENSION **
	JOHN T. SHARPNACK, CHIEF JUDGE AA
12/18/97	APPELLEE'S BRIEF (9) PROOF OF SERVICE (2) MAIL GP
12/23/97	REPLY BRIEF (9) PROOF OF SERVICE (2)MAIL SB
12/24/97	FULLY BRIEFED INFORMATION:
	FILED 10/08/97
	F.B. 12/24/97
	O.A. 11/26/97 RC
12/24/97	TRANSMITTED APPEALS *****12/24/97***** RC
1/16/98	ISSUED THE ENCLOSED OPINION:
1/16/98	1998 TERM
	AFFIRMED ----- GARRARD, J.
	BARTEAU, J. AND DARDEN, J. CONCUR
	8 PAGES
2/17/98	****RECEIVED: APPELLANT'S PETITION TO TRANSFER (6) BRIEF IN
	SUPPORT (9) APPENDIX (9) PROOF OF SERVICE (2) MAIL. SENT BACK
	WITH ATTORNEY. PETITION OVER THE 1000 WORD LIMIT. LH
2/17/98	APPELLANT'S PETITION FOR TRANSFER (6) BRIEF IN SUPPORT (9) PROOF

	OF SERVICE (2) MAIL ***VERIFIED STATEMENT OF WORD COUNT FOR
	BOTH PETITION AND BRIEF*** LH
2/17/98	APPENIDX TO BRIEF IN SUPPORT OF PETITION TO TRANSFER (9) PROOF
	OF SERVICE (2) MAIL LH
3/16/98	*****TRANSMITTED ON TRANSFER 03/16/98***** RC
4/15/98	THIS MATTER COMES BEFORE THE INDIANA SUPREME COURT ON A
	PETITION TO TRANSFER FROM A DECISION OF THE COURT OF APPEALS,
	PURSUANT TO INDIANA APPELLATE RULE 11(B). THE COURT HAS REVIEWED
	THE DECISION OF THE COURT OF APPEALS, THE RECORD OF PROCEEDINGS,
	THE BRIEFS WHICH WERE FILED IN THE COURT OF APPEALS, AND THE
	MATERIALS WHICH WERE SUBMITTED IN CONNECTION WITH THE REQUEST
	TO
	TRANSFER JURISDICTION. EACH MEMBER OF THE COURT HAS VOTED ON THE
	CASE. EACH MEMBER OF THE COURT HAS HAD THE OPPORTUNITY TO VOICE
	THAT JUSTICES VIEWS ON THE APPEAL IN CONFERENCE WITH THE OTHER
	JUSTICES.
	BEING DULY ADVISED, THE COURT NOW DENIES THE APPELLANT'S
	PETITION TO TRANSFER.
	RANDALL T. SHEPARD, CHIEF JUSTICE
	ALL JUSTICES CONCUR. KM
4/15/98	*****OPINION CERTIFIED*****
7/21/98	*****OPINION RE-CERTIFIED***** EF
8/04/98	*****RECEIPT RETURNED***** BL
4/22/99	6 BRIEFS RELEASED TO SUPREME COURT. JP
5/13/99	6 BRIEFS RETURNED. JP